

Exhibit E

Tiffany Brando Deposition Excerpts

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF WYOMING
3 RYAN DAVIS, an individual,) Case No.: 23-CV-230-S
4 Plaintiff,)
5 vs.)
6 THE CITY OF POWELL,)
7 WYOMING, ET AL.,)
8 Defendants.)
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DEPOSITION OF TIFFANY BRANDO
TAKEN ON BEHALF OF THE PLAINTIFF
AT POWELL, WYOMING
OCTOBER 2, 2024 AT 9:00 A.M.

REPORTED BY:
JOAN F. MARSHALL, C.S.R.
Notary Public

Two Sisters Reporting Service
(307) 438-1629

1 A. **I do not.**

2 Q. Who filled out the workers' comp
3 paperwork?

4 A. **I would need to look at the form.**
5 **There's a signature line on it.**

6 Q. Did Officer Davis submit that to the
7 State, or is that something you assisted with?

8 A. **That's something that I did, as the**
9 **employer.**

10 Q. I know I said this earlier. Do you need
11 a break at all?

12 A. **I'm fine right now.**

13 Q. You can ask for one at any time.

14 I'm going to hand you what has been
15 marked Exhibit Number 15. Please take a minute and
16 look at that and let me know when you've had a
17 second to peruse it.

18 A. **Okay.**

19 Q. Have you ever seen that form before?

20 A. **Yes.**

21 Q. What is that?

22 A. **It is an Application For**
23 **Long-Term-Disability Income Benefits.**

24 Q. And who is that for?

25 A. **Ryan S. Davis.**

1 Davis was -- it was discussed that he would be
2 terminated, was that the first time you had learned
3 of that?

4 A. Yes.

5 Q. Did Zack Thorington prior to the meeting
6 ever say anything to you about Officer Davis's
7 right under -- rights under the American with
8 Disabilities Act?

9 A. No.

10 Q. Did you ever bring it up to Zack? Did
11 you ever bring up Officer Davis's rights under the
12 American with Disabilities Act to Zack prior to
13 that meeting?

14 A. No.

15 MR. THOMPSON: Objection as to form,
16 foundation.

17 BY MR. DANIEL WILKERSON:

18 Q. During that meeting, was the American
19 with Disabilities Act discussed?

20 MR. THOMPSON: Objection as to form,
21 foundation, asked and answered.

22 A. No.

23 BY MR. DANIEL WILKERSON:

24 Q. Who made the decision to terminate
25 Officer Davis?

1 **A. The city administrator.**

2 **Q. And that would be Zack?**

3 **A. Yes.**

4 **Q. The January 7th termination meeting --**
5 and let's just be clear for the record. You were
6 only involved in one meeting with Officer Davis on
7 January 7th of 2021?

8 **A. Yes.**

9 **Q. And you stated a minute ago you found out**
10 about the meeting a day or two ahead of time.

11 **A. I believe so.**

12 **Q. Okay. And who was in that meeting?**

13 **A. The city administrator, Zack Thorington,**
14 **the police chief, Roy Eckerdt, myself and Officer**
15 **Davis.**

16 **Q. Do you approximately remember what time**
17 of the day it was?

18 **A. Morning.**

19 **Q. In the morning.**

20 Do you remember how long the meeting
21 took?

22 **A. I do not.**

23 **Q. Do you remember it being less than an**
24 hour, more than an hour?

25 **A. Less than an hour.**

1 Q. In dealing with Officer Davis during the
2 January 7th meeting or prior to, did you ever have
3 discussions with Officer Davis about reasonable
4 accommodations that needed to be made under the
5 American with Disabilities Act?

6 A. No.

7 MR. THOMPSON: Objection as to form,
8 foundation.

9 BY MR. DANIEL WILKERSON:

10 Q. Did you have any discussions with Zack
11 about your interactive process you needed to take
12 with Officer Davis?

13 MR. THOMPSON: Same objection.

14 A. No.

15 BY MR. DANIEL WILKERSON:

16 Q. Do you ever remember seeing notes or an
17 outline or a chart about the interactive process
18 took with Officer Davis?

19 MR. THOMPSON: Same objection.

20 A. No.

21 MR. DANIEL WILKERSON: It's ten o'clock.
22 Let's take 10, 12 minutes. We'll start up again at
23 10:15.

24 THE DEONENT: Okay.

25 (Whereupon, a recess was taken at 10:04